

ETDUC.
PIETER MUSEN

Secretary's Copy.

Amendment.

No. 501.

INTRODUCED BY COMMITTEE ON LEGISLATIVE DEPARTMENT.

NOVEMBER 11TH, 1878.

READ, AND ORDERED PRINTED.

RELATIVE TO LEGISLATIVE DEPARTMENT.

ARTICLE IV.

LEGISLATIVE DEPARTMENT.

SECTION 1. The legislative power of this State shall be vested in a

2 Senate and Assembly, which shall be designated the Legislature of the State
3 of California, and the enacting clause of every law shall be as follows: "The
4 People of the State of California, represented in Senate and Assembly, do
5 enact as follows."

SEC. 2. The sessions of the Legislature shall be biennial, and shall

2 commence on the first Monday after the first Tuesday in January next ensu-
3 ing the election of its members, at twelve o'clock M., unless the Governor
4 shall, in the interim, convene the Legislature by proclamation. ~~No session~~
5 ~~shall continue longer than sixty days, except the first session called after the~~
6 ~~adoption of this Constitution, which may continue eighty days.~~ And no
7 bill shall be introduced, in either House, during the last ten days of the ses-
8 sion without the consent of two-thirds of the members of said House.

Adopted

Adopted as amended

Unless otherwise ordered by the
Legislature

My att

Insert after the word "State"
in line 4. the words:

"Three Years"

Adopted

68
41

Weller

~~"as provided by law"~~ also strike out
the word "fifteen" in line "three" and
insert in line thereof the word "twenty"

also in the following Sec 5 viz

Be.

Adopted

—

Gudley

Amend Section Six as follows

1st Strike out the words thirty in the
second ^{and 5th} lines and insert forty.

2nd Strike out all of said section
after the word "made" in the 19th
line and insert: "the apportionment now provided by law
shall continue in force."

Done - Adopted

Adopted.

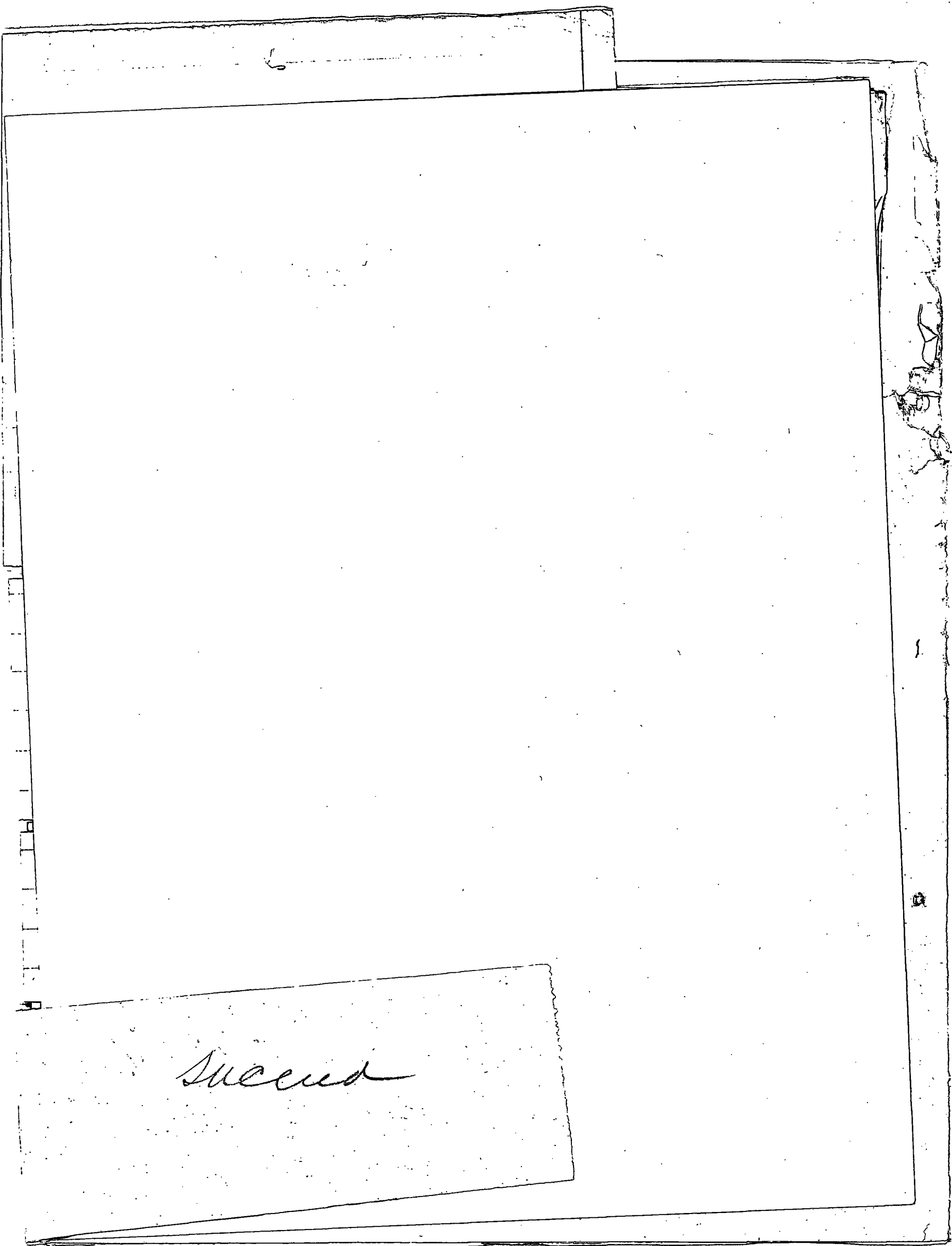
insert in 1st line the word ~~that~~ "forty"
in place of "thirty," and in line 2d "~~one~~^{the}"
~~hundred and twenty~~ instead of "sixty."

Adopted.

Agreed

70

Very Respectfully



SEC. 3. The members of the Assembly shall be chosen biennially, by
 2 the qualified electors of their respective districts, on the first Tuesday after
 3 the first Monday in November, ^{unless otherwise ordered by the Legislature,} and their term of office shall be two years.

SEC. 4. Senators shall be chosen for the term of four years, at the
 2 same time and places as members of the Assembly, and no person shall be a
 3 member of the Senate or Assembly who has not been a citizen and inhabitant
 4 of the State, ^{two years} and of the district for which he shall be chosen, one year next
 5 before his election.

SEC. 5. The Senate shall consist of ^{forty} ~~thirty~~ members, and the Assembly
 2 of ^{eighty} ~~sixty~~ members, to be elected by districts, as hereinafter provided. The
 3 seats of the ^{twenty} ~~fifteen~~ Senators from the odd number districts, chosen at the first
 4 election under this Constitution, shall be vacated at the expiration of the sec-
 5 ond year, so that one-half of the Senate, after the first election, shall be chosen
 6 every two years.

SEC. 6. For the purpose of choosing members of the Legislature, the
 2 State shall be divided into ⁴⁰ ~~thirty~~ districts, as nearly equal in population as
 3 may be, and composed of contiguous territory, to be called legislative dis-
 4 tricts. Each district shall choose one Senator and two members of the Assem-
 5 bly. The districts shall be numbered from one to ⁴⁰ ~~thirty~~, inclusive, in numerical
 6 order, commencing at the northern boundary of the State, and ending at the
 7 southern boundary thereof. In the formation of said districts, no county, or
 8 city and county, shall be divided, unless it contain sufficient population within
 9 itself to form two or more districts; nor shall a part of any county, or city
 10 and county, be united with any other county, or city and county, in forming
 11 any district. The census taken under the direction of the Congress of the
 12 United States, in the year one thousand eight hundred and eighty, and every

Adopted as amended.

13 ten years thereafter, shall be the basis of fixing and adjusting the legislative
 14 districts; and the Legislature shall, at its first session after each census,
 15 adjust said districts and re-apportion the representation so as to preserve them
 16 as near equal in population as may be. But in making such adjustment no
 17 persons who are not eligible to become citizens of the United States, under the
 18 naturalization laws, shall be counted as forming the population of any dis-
 19 trict. Until such adjustment shall be made, ~~the apportionment~~
 20 ~~the Counties of Del Norte, Siskiyou, Medoc, Lassen, Shasta, and Trinity;~~
 now provided by law shall continue in force.

21 the Second, of the Counties of Humboldt and Mendocino; the Third, of the
 22 Counties of Tehama and Butte; the Fourth, of the Counties of Colusa, Lake,
 23 and Sutter; the Fifth, of the County of Sonoma; the Sixth, of the Counties
 24 of Marin, Napa, and Contra Costa; the Seventh, of the Counties of Solano
 25 and Yolo; the Eighth, of the Counties of Sierra, Yuba, and Plumas; the
 26 Ninth, of the County of Nevada; the Tenth, of the Counties of Placer and
 27 El Dorado; the Eleventh, of the County of Sacramento; the Twelfth, of the
 28 Counties of Calaveras, Alpine, and Amador; the Thirteenth, of the County
 29 of San Joaquin; the Fourteenth, of that portion of the City and County of San
 30 Francisco bounded and described as follows, to wit: Beginning at a point where
 31 Larkin Street intersects the waters of the Bay of San Francisco; thence
 32 meandering along the shore of said bay, in an easterly and southeasterly direc-
 33 tion, to the point where Market Street intersects said bay; thence along Mar-
 34 ket Street to California Street; thence along California Street to Kearny
 35 Street; thence along Kearny Street to Vallejo Street; thence along Vallejo
 36 Street to Larkin Street; and thence along Larkin Street to the waters of the
 37 Bay of San Francisco, the place of beginning. The Fifteenth, of that portion of
 38 the City and County of San Francisco bounded and described as follows, to
 39 wit: Beginning at the point where Larkin Street intersects Vallejo Street;
 40 thence along Vallejo Street to Kearny Street; thence along Kearny Street

Subject
 as amended

Struck out.

Struck out.

[4]

41 to California Street; thence along California Street to Market Street; thence
42 along Market Street to Kearny Street; thence along Kearny Street to Pine
43 Street; thence along Pine Street to Larkin Street; and thence along Larkin
44 Street to Vallejo Street, the place of beginning. The Sixteenth, of that portion
45 of the City and County of San Francisco bounded and described as follows,
46 to wit: Beginning at the point where Franklin Street intersects Pine Street;
47 thence along Pine Street to Kearny Street; thence along Kearny Street
48 to Market Street; thence along Market Street to Van Ness Avenue; thence
49 along Van Ness Avenue to Tyler Street; thence along Tyler Street to Gough
50 Street; thence along Gough Street to Geary Street; thence along Geary
51 Street to Franklin Street; and thence along Franklin Street to Pine Street,
52 the place of beginning. The Seventeenth, of that portion of the City and
53 County of San Francisco bounded and described as follows, to wit: Beginning
54 at the point where Larkin Street intersects the waters of the Bay of San
55 Francisco; thence along Larkin Street to Pine Street; thence along Pine
56 Street to Franklin Street; thence along Franklin Street to Geary Street;
57 thence along Geary Street to Gough Street; thence along Gough Street to
58 Tyler Street; thence along Tyler Street to Van Ness Avenue; thence along
59 Van Ness Avenue to Market Street; thence along Market Street to Ridley
60 Street; thence along Ridley Street, and said Ridley Street produced in a
61 direct line westerly to the Pacific Ocean; and thence meandering northerly
62 and easterly along the waters of the Pacific Ocean and the Bay of San Fran-
63 cisco to Larkin Street, the place of beginning. The Eighteenth, of that por-
64 tion of the City and County of San Francisco bounded and described as fol-
65 lows, to wit: Beginning at the point where Market Street intersects the waters
66 of the Bay of San Francisco; thence meandering along the waters of said
67 bay to the point where Channel Street intersects the waters of said bay;
68 thence along Channel Street to Seventh Street; thence along Seventh Street

Struck out
[5.]

69 to Harrison Street; thence along Harrison Street to Second Street; thence
70 along Second Street to Market Street; and thence along Market Street to the
71 waters of the Bay of San Francisco, the place of beginning. The Nineteenth;
72 of that portion of the City and County of San Francisco bounded and de-
73 scribed as follows, to wit: Beginning at the point where Second Street inter-
74 sects Market Street; thence along Second Street to Harrison Street; thence
75 along Harrison Street to Sixth Street; thence along Sixth Street to Market
76 Street; and thence along Market Street to Second Street, the place of begin-
77 ning. The Twentieth, of all that portion of the City and County of San Fran-
78 cisco bounded and described as follows, to wit: Beginning at the point where
79 Sixth Street intersects Market Street; thence along Sixth Street to Harrison
80 Street; thence along Harrison Street to Seventh Street; thence along Seventh
81 Street to Channel Street; thence along Channel Street to Harrison Street;
82 thence along Harrison Street to Fifteenth Street; thence along Fifteenth
83 Street to Howard Street; thence along Howard Street to Fourteenth Street;
84 thence along Fourteenth Street to Mission Street; thence along Mission Street
85 to Ridley Street; thence along Ridley Street to Market Street; and thence
86 along Market Street to Sixth Street, the place of beginning. The Twenty-
87 first, of that portion of the City and County of San Francisco bounded and
88 described as follows, to wit: Beginning at the point where Channel Street
89 intersects the Bay of San Francisco; thence along Channel Street to Harrison
90 Street; thence along Harrison Street to Fifteenth Street; thence along Fif-
91 teenth Street to Howard Street; thence along Howard Street to Fourteenth
92 Street; thence along Fourteenth Street to Mission Street; thence along Mis-
93 sion Street to Ridley Street; thence along Ridley Street and the line of Rid-
94 ley Street, projected westerly, to the Pacific Ocean; thence southerly along
95 the Pacific Ocean to the southern boundary line of the City and County of
96 San Francisco; thence along said southern boundary line to the Bay of San

97. Francisco; and thence meandering along the waters of the Bay of San Fran-
 98. cisco to Channel Street, the place of beginning. The Twenty-second, of Oak-
 99. land Township, County of Alameda. The Twenty-third, of all that portion
 100. of the County of Alameda exclusive of Oakland Township. The Twenty-
 101. fourth, of the County of Santa Clara. The Twenty-fifth, of the Counties of
 102. Merced, Mariposa, Stanislaus, and Tuolumne. The Twenty-sixth, of the
 103. Counties of Tulare, Inyo, Fresno, and Mono. The Twenty-seventh, of the
 104. Counties of Santa Cruz, San Mateo, and San Benito. The Twenty-eighth, of
 105. the Counties of Santa Barbara, San Luis Obispo, and Monterey. The Twenty-
 106. ninth, of the County of Los Angeles. The Thirtieth, of the Counties of San
 107. Bernardino, San Diego, Kern, and Ventura.

SEC. 7. Each House shall choose its own officers, and judge of the
 2. qualifications, elections, and returns of its own members.

SEC. 8. A majority of each House shall constitute a quorum to do
 2. business, but a smaller number may adjourn from day to day, and may compel
 3. the attendance of absent members in such manner and under such penalties
 4. as each House may provide.

SEC. 9. Each House shall determine the rule of its own proceeding,
 2. and may, with the concurrence of two-thirds of all the members elected,
 3. expel a member.

SEC. 10. Each House shall keep a Journal of its own proceedings, and
 2. publish the same, and the yeas and nays of the members of either House, on
 3. any question, shall, at the desire of any three members present, be entered on
 4. the Journal.

SEC. 11. Members of the Legislature shall, in all cases except treason,

Stricken out

Adopted

Adopted

Adopted

Adopted

Adopted

Adopted

Sec 14

Adm To Sec 14 the following
~~amended~~

Nor shall the members of
either house draw pay
for any recess or adjournment
of a for a longer time than
three days —
Adopted

La Brea

Adopted

Sec. 12

Adopted

Substitute for Sec. 12.

Strike out Section 12, and
Substitute the following -

When vacancies occur in either
House, the Governor, or the
person exercising the functions
of the Governor, shall issue
writs of election to fill such
vacancies - Dudley of San Joa.

2

2

3

Amendment
to Sec. 15

Adopted

Amendment
to Sec. 15

To Amend Section 15 -
by inserting after the word
bill and before the
word Any, in the first
line the following
No bill shall become
a Law until it has been
read on three different
days of the session in the
house in which it originated

Proposed

adopted

by Condon
Amended by Reynolds

16

17

18

Amendment
to Rule 15
adopted.

Insert at the end of word "bill" in line
One, as follows:—

~~No bill shall be passed except by bill;~~ nor
shall any bill become a law ~~unless~~ be put upon
its final passage until the same with
the amendments thereto shall have been
printed for the use of the members; nor
shall any bill become a law unless
the same be read on three several days
in each House, unless in case of
~~Emergency~~ ^{Emergency}, two-thirds of the House where
such bill may be depending shall, by
a vote of yeas and nays, deem it ex-
pedient to dispense with this rule;

Reynolds - adopted.

2 felony, and breach of the peace, be privileged from arrest, and shall not be
3 subject to any civil process during the session of the Legislature, nor for fif-
4 teen days next before the commencement and after the termination of each
5 session.

2 SEC. 12. When a vacancy occurs in either House, from any cause, dur-
3 ing the session of the Legislature, the House in which said vacancy occurs
4 shall proceed immediately to elect, from the constituency deprived of repre-
5 sentation, a member to fill said vacancy for said session. If the Legislature is
6 not in session at the time the vacancy occurs, the Governor, or the person
7 exercising the functions of Governor, shall issue writs of election to fill such
vacancy.

2 SEC. 13. The doors of each House shall be open; except on such occa-
3 sions as in the opinion of the House may require secrecy.

2 SEC. 14. Neither House shall, without the consent of the other,
3 adjourn for more than three days, nor to any other place than that in which
they may be sitting. *Amended.*

2 SEC. 15. No law shall be passed except by bill. Any bill may origin-
3 ate in either House, but may be amended or rejected by the other, and on the
4 final passage of all bills they shall be read at length, and the vote shall be by
5 yeas and nays upon each bill separately, and shall be entered on the Journal;
6 and no bill shall become a law without the concurrence of a majority of the
7 members elected to each House.

2 SEC. 16. Every bill which may have passed the Legislature shall,
3 before it becomes a law, be presented to the Governor. If he approve it, he
4 shall sign it; but if not, he shall return it, with his objections, to the House

*see it has been
ree different
session in the
which it originated*

*posed
by Condon
Amended by Reynolds*

*insert amendment of Reynolds
+ Condon*

*Amended
by Reynolds*

Amot, to Sec. 10,

PAGE.

Strike out the word "of"
after the word "members" and
insert the words "elected to"
Reynolds

in line 6

adopted

Sec. 16
Adopted
Amend Section 16. as follows -

Strike out, in the 6th line, after
the word, "says," the words, "By a
majority of," and insert after the
word "House," the words, "Voting
therefor -" Shurtleff

Adopted.

4 in which it originated, which shall enter the same upon the Journal and pro-
 5 ceed to reconsider it. If, after such reconsideration, it again pass both Houses,
 6 by yeas and nays, ~~by a majority of~~ ^{elect a} two-thirds of the members ^{of each House} ^{noting} ^{the}
 7 it shall become a law notwithstanding the Governor's objection. If any bill
 8 shall not be returned within ten days after it shall have been presented to him
 9 (Sundays excepted), the same shall become a law in like manner as if he had
 10 signed it, unless the Legislature, by adjournment, prevents such return, in
 11 which case it shall not become a law, unless the Governor, within ten days
 12 after such adjournment (Sundays excepted), shall sign and deposit the same
 13 in the office of the Secretary of State, in which case it shall become a law in
 14 like manner as if it had been signed by him before adjournment. If any bill
 15 presented to the Governor contains several items of appropriation of money,
 16 he may object to one or more items, while approving other portions of the bill.

17 In such case he shall append to the bill, at the time of signing it, a statement
 18 of the items to which he objects, and the reasons therefor, and the appropria-
 19 tion so objected to shall not take effect unless passed over the Governor's veto,
 20 as hereinbefore provided. If the Legislature be in session, the Governor shall
 21 transmit to the House in which the bill originated a copy of such statement,
 22 and the items so objected to shall be separately reconsidered in the same man-
 23 ner as bills which have been disapproved by the Governor.

SEC. 17. The Assembly shall have the sole power of impeachment, and
 2 all impeachments shall be tried by the Senate. When sitting for that pur-
 3 pose the Senators shall be upon oath or affirmation, and no person shall be
 4 convicted without the concurrence of two-thirds of the members elected.

SEC. 18. The Governor, Lieutenant-Governor, Secretary of State, Con-
 2 troller, Treasurer, Attorney-General, Surveyor-General, Justices of the
 3 Supreme Court, and Judges of the Superior Courts, shall be liable to impeach-

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*Adopted
as amended*

Adopted

Adm. App.

14
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19

~~Adm. App.~~

Strike out the word "this" in
line 2, and insert the word
"any" — Reynolds — adopted

Adm.

Adopted

4 ment for any misdemeanor in office; but judgment in such cases shall extend
5 only to removal from office and disqualification to hold any office of honor,
6 trust, or profit under the State; but the party convicted or acquitted shall
7 nevertheless be liable to indictment, trial, and punishment according to law.
8 All other civil officers shall be tried for misdemeanor in office in such manner
9 as the Legislature may provide.

Adopted

SEC. 19. No Senator or member of Assembly shall, during the term
2 for which he shall have been elected, be appointed to any civil office of profit
3 under this State, which shall have been created, or the emoluments of which
4 have been increased, during such term, except such offices as may be filled by
5 election by the people.

Adopted

SEC. 20. No person holding any lucrative office under the United
2 States, or any other power, shall be eligible to any civil office of profit under
3 this State; *provided*, that officers in the militia, to which there is attached no
4 annual salary, or local officers, or Postmasters whose compensation does not
5 exceed five hundred dollars per annum, shall not be deemed lucrative.

Adopted as amended

SEC. 21. No person who shall be convicted of the embezzlement or
2 defalcation of the public funds of ^{any} this State, or of any county or municipality
3 therein, shall ever be eligible to any office of honor, trust, or profit under
4 this State, and the Legislature shall provide, by law, for the punishment of
5 such embezzlement or defalcation as a felony.

Adopted as amended

SEC. 22. No money shall be drawn from the treasury but in conse-
2 quence of appropriations made by law, and upon warrants duly drawn
3 thereon by the Controller; and no money shall ever be appropriated or
4 drawn from the State treasury for the use or benefit of any corporation, asso-

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Sec. 22.

to add to Mr. Wilson amendment
the following —

Provided ^{further} that the state
shall have at any time the
right to inquire into the
management of such institutions.
Adopted. — Vacquend

Amend Section 22 by inserting
after the word "State" ^{and} ^{in line}
7 as follows viz -

Provided. That notwithstanding
anything contained in this or any
other Section of this Constitution
the Legislature shall have the
power to grant ~~aid~~ to institutions
conducted for the support and
maintenance of minor orphans
or half orphans, or abandoned
children or aged persons in
indigent circumstances; such
aid to be granted by a uniform
rule and proportioned to the
number of inmates of such
respective institutions.

Adopted - Wilson.
Add Vaqueria's amendment.

Amend

Sec 23

by striking out all after the
word treasury in line 3 &
inserting the following

"Such per diem shall not
exceed eight dollars per
day and such mileage
shall not exceed ten cents
per mile. No increase in
compensation or mileage
shall take effect during the
term for which the members
of either House shall have
been elected."

adopted Newman

add
and the pay of no
Attache shall be increased
after he is elected or
appointed

Immune

adopted - Amend Dec 23

add to Immune

Members of the Legislature shall receive for their ser-

Substitute for Sec 24
Every Act shall embrace but one
subject, and matters properly connected
therewith; which subject shall be
expressed in the title. But if any
subject shall be embraced in an
Act which shall not be expressed
in the title, such Act shall be
void, except as to so much thereof
as shall not be expressed in its
title - - Edgerton -

No law shall be revised, or amended by
reference to its title; but in
such case the Act revised, or sec-
tion amended, shall be re-enacted,
and published at length as
revised or amended.

Adopted - Wm. W. Edgerton

Sec 24 And

That all laws of the State of California
and all official writings and the execu-
tive, Legislative and judicial proceedings
shall be conducted, preserved and publish-
ed in no other than the English Language.

Adopted.

E. O. Smith

ation, asylum, hospital, or any other institution, not under the exclusive management and control of the State as a State institution, nor shall any grant or donation of property ever be made thereto by the State. An accurate statement of the receipts and expenditures of public moneys shall be attached to and published with the laws at every regular session of the Legislature.

Insert Wilson's amendment

Adopted as amended

SEC. 23. The members of the Legislature shall receive for their services a compensation, per diem and mileage, to be fixed by law, and paid out of the public treasury; but no increase of the compensation shall take effect during the term for which the members of either House shall have been elected.

Insert Demand Amendment

Amended by Mr. Wilson & Mr. ...

SEC. 24. Every law enacted by the Legislature shall embrace but one subject, which shall be expressed in the title, and no law shall be revised or amended by reference to its title; but in such case the Act revised, or section amended, shall be re-enacted and published at length as revised or amended.

Amended by Mr. ...

SEC. 25. The Legislature shall not pass local or special laws in any of the following enumerated cases; that is to say:

- First*—Regulating the jurisdiction and duties of Justices of the Peace, Police Judges, and of Constables.
- Second*—For the punishment of crimes and misdemeanors.
- Third*—Regulating the practice of Courts of justice.
- Fourth*—Providing for changing the venue in civil or criminal cases.
- Fifth*—Granting divorces.
- Sixth*—Changing the names of persons or places.

Hager

Amend

432.2

Sec 25. Int. brs 7² Strike out & insert as follows

Seventh Authorizing the laying out opening altering maintaining or vacating roads highways streets alleys, town plats parks cemeteries grave yards or public grounds not owned by the State. Hager. adopted.

5 ciation, asylum, hospital, or any other institution, not under the exclusive
6 management and control of the State as a State institution, nor shall any
7 grant or donation of property ever be made thereto by the State. An accu-
8 rate statement of the receipts and expenditures of public moneys shall be
9 attached to and published with the laws at every regular session of the Legis-
0 lature.

*Insert
Wilson's
amendment*

*Adopted
as amended*

SEC. 23. The members of the Legislature shall receive for their ser-
vices a compensation, per diem and mileage, to be fixed by law, and paid out
of the public treasury; but no increase of the compensation shall take effect
during the term for which the members of either House shall have been
elected.

Insert Demand Amendment

*Repealed
by Oregon
Session*

SEC. 24. Every law enacted by the Legislature shall embrace but one
subject, which shall be expressed in the title, and no law shall be revised or
amended by reference to its title; but in such case the Act revised, or section
amended, shall be re-enacted and published at length as revised or amended.

*Substituted
by H. & M. C.
Amended*

SEC. 25. The Legislature shall not pass local or special laws in any of
the following enumerated cases; that is to say:

First—Regulating the jurisdiction and duties of Justices of the Peace,
Police Judges, and of Constables.

Second—For the punishment of crimes and misdemeanors.

Third—Regulating the practice of Courts of justice.

Fourth—Providing for changing the venue in civil or criminal cases.

Fifth—Granting divorces.

Sixth—Changing the names of persons or places.

Seventh—Vacating roads, town plats, streets, alleys, or public grounds
owned by the State.

Struck out and Substitute adopted

Webster's amendment. - Adopted.

Strike out all after the
word "proclamation", in the
4th line, down to and
including the word "Eighty"
in the 6th line, and
insert the following

No pay shall be allowed
to members, for a longer
time than six days.

Except the first session
called after the adoption
of this Constitution which
may be allowed pay for
one hundred days.

Adopted -

Webster

Twelfth - Dec. 25.

Amended Subdivision 12th by striking out "belonging to and
after the word 'affecting' the word, 'Estate of
deceased persons,' ~~and~~ Grouck - adopted.

12 *Eighth*—Summoning and impaneling grand and petit juries, and pro-
13 viding for their compensation.

14 *Ninth*—Regulating county and township business, or the election of
15 county and township officers.

16 *Tenth*—For the assessment or collection of taxes.

17 *Eleventh*—Providing for conducting elections, or designating the places
18 of voting, except on the organization of new counties.

19 *Twelfth*—Affecting estates ^{of deceased persons,} ~~belonging to~~ minors or other persons under
20 legal disabilities.

21 *Thirteenth*—Extending the time for the collection of taxes.

22 *Fourteenth*—Giving effect to invalid deeds, wills, or other instruments.

23 *Fifteenth*—Refunding money paid into the State treasury.

24 *Sixteenth*—Releasing or extinguishing, in whole or in part, the indebt-
25 edness, liability, or obligation of any corporation or person to this State, or to
26 any municipal corporation therein.

27 *Seventeenth*—Declaring any person of age, or authorizing any minor to
28 sell, lease, or encumber his or her property.

29 *Eighteenth*—Legalizing, except as against the State, the unauthorized
30 or invalid act of any officer.

31 *Nineteenth*—Granting to any corporation, association, or individual any
32 special or exclusive right, privilege, or immunity.

33 *Twentieth*—Exempting property from taxation.

34 *Twenty-first*—Changing county seats.

35 *Twenty-second*—Restoring to citizenship persons convicted of infamous
36 crimes.

37 *Twenty-third*—Regulating the rate of interest on money.

38 *Twenty-fourth*—Authorizing the creation, extension, or impairing of
39 liens.

INTRO

Amendme

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Sec. 26
And division
of the fourth

Strike out the words, "no local"
"special law shall be enacted"

Adopted - Johnson

Adopted

Adopted

40 *Twenty-fifth*—Chartering or licensing ferries, bridges, or roads.

41 *Twenty-sixth*—Remitting fines, penalties, or forfeitures.

42 *Twenty-seventh*—Providing for the management of common schools.

43 *Twenty-eighth*—Creating offices, or prescribing the powers and duties

44 of officers in counties, cities, cities and counties, townships, election or school

45 districts.

46 *Twenty-ninth*—Affecting the fees or salary of any officer.

47 *Thirtieth*—Changing the law of descent, or succession.

48 *Thirty-first*—Authorizing the adoption or legitimation of children.

49 *Thirty-second*—Authorizing the laying out, opening, altering, or main-

50 taining roads, highways, streets, alleys, or public grounds. *added to present*

51 *Thirty-third*—For limitation of civil or criminal actions.

52 *Thirty-fourth*—In all other cases where a general law can be made

53 applicable, *struck out on motion of Johnson* no local or special law shall be enacted.

2 SEC. 26. The Legislature shall have no power to authorize lotteries or
3 gift enterprises for any purpose, and shall pass laws to prohibit the sale of
4 lottery or gift enterprise tickets, or tickets in any scheme in the nature of a
5 lottery, in this State. The Legislature shall pass laws to regulate or prohibit
6 the buying and selling of the shares of the capital stock of corporations in
7 any stock board, stock exchange, or stock market under the control of any
8 association. All contracts for the sale of shares of the capital stock of any
9 corporation or association, on margin or to be delivered at a future day, shall
10 be void, and any money paid on such contracts may be recovered by the party
paying it by suit in any Court of competent jurisdiction.

2 SEC. 27. When a congressional district shall be composed of two or
3 more counties, it shall not be separated by any county belonging to another
district. No county or city and county shall be divided in forming a con-

Amend by striking
out all after the figures
28, in the first line—
(McConnell
adapted

Adopted

4 congressional district so as to attach one portion of a county or city and county
5 to another county or city and county; but the Legislature may divide any
6 county or city and county into as many congressional districts as it may be
7 entitled to by law.

SEC. 28. The Legislature shall pass laws for the regulation and limita-
2 tion of the charges for services performed and commodities furnished by cor-
3 porations, and where laws shall provide for the selection of any person or
4 officer to regulate and limit such rates, no such person or officer shall be
5 selected by any corporation, and no person shall be selected who is an officer
6 or stockholder in any corporation.

*struck
out
by McCallum*

SEC. 29. Dues from corporations shall be secured by such individual
2 liabilities of the corporators and other means as may be prescribed by law.
3 The property of corporations now existing, or hereafter created, shall forever
4 be subject to taxation, the same as the property of individuals, and the fran-
5 chises of such corporations shall be assessed at their actual cash value, and
6 taxed accordingly.

*struck
out
as note
of Jerry*

SEC. 30. The term corporations, as used in this article, shall be con-
2 strued to include all associations and joint stock companies having any of the
3 powers or privileges of corporations not possessed by individuals or partner-
4 ships. And all corporations shall have the right to sue and shall be subject
5 to be sued in all Courts, in like cases as natural persons.

*struck
out
by Jerry*

SEC. 31. The Legislature shall have no power to pass any act granting
2 any charter for banking purposes, but associations may be formed under
3 general laws for the deposit of gold and silver and other lawful money of the
4 United States; but no such associations shall make, issue, or put in circulation

*struck
out
by Jerry*

5. any bill, check, ticket, certificate, promissory note, or other paper, or the paper
6. of any bank, to circulate as money.

SEC. 32. The Legislature of this State shall prohibit by law any
2 person or persons, association, company, or corporation, from exercising the
3 privileges of banking or creating paper to circulate as money.

SEC. 33. Each stockholder of a corporation or joint stock association
2 shall be individually and personally liable for his proportion of all its debts
3 and liabilities contracted or incurred while he was a stockholder, and the
4 trustees or directors of such corporation or association, and each of them, shall
5 be responsible, individually, for the misappropriation by the officers thereof of
6 the funds or deposits of such corporation or association.

SEC. 34. It shall be the duty of the Legislature to provide, by general
2 laws, for the organization of city, town, and county governments, and for
3 assessing and collecting taxes for the support of the same; *provided*, that no
4 city, city and county, town, or county shall ever incur a debt which, together
5 with existing indebtedness, shall exceed two per cent. of the assessed value of
6 the property therein. Such value shall be ascertained from the assessment
7 roll for State and county purposes made immediately previous to incurring
8 such indebtedness; *provided, however*, that a city, city and county, town, or
9 county may borrow money under and in accordance with the following condi-
10 tions and limitations in addition to any other conditions and limitations con-
11 tained in the Constitution, namely: The debt must be for some single work
12 or object only, and must be authorized by a resolution passed by a vote of
13 three-fourths of all the members elected to the Board of Supervisors, Com-
14 mon Council, or local Legislature. Such resolution shall also distinctly specify
15 the single work or object for which the debt is to be created, and the amount of

16 the debt authorized, and shall contain provisions for a sinking fund to meet
 17 the same at maturity, and requiring at least ten per cent. of the principal to be
 18 annually raised by taxation and paid into the sinking fund. Such resolution
 19 shall not take effect until it shall be ratified at an election held in said city,
 20 city and county, county, or town, at which no other matter is voted upon, and
 21 which shall be held within 30 days after the passage of said order or resolu-
 22 tion. The Legislature shall make such laws as may be necessary to provide
 23 for holding such election and ascertaining the result thereof.

by Jerry

SEC. 35. In all elections by the Legislature the members thereof shall
 2 vote viva voce, and the votes shall be entered on the Journal.

adopted

SEC. 36. The general appropriation bill shall contain no item or
 2 items of appropriation other than such as are required to pay the salaries of
 3 the State officers, the expenses of the government, and of the institutions
 4 under the exclusive control and management of the State.

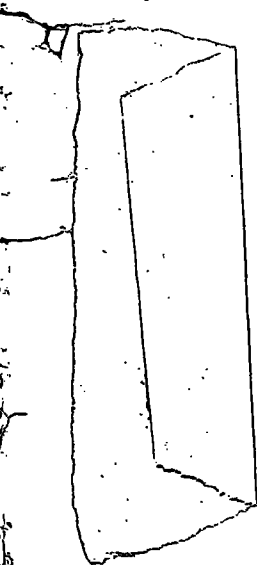
adopted

SEC. 37. Neither the Legislature, nor any county, city and county,
 2 township, school district, or other municipal corporation, shall ever make an
 3 appropriation, or pay from any public fund whatever, or grant anything to or
 4 in aid of any religious sect, church, creed, or sectarian purpose, or help to
 5 support or sustain any school, college, university, hospital, or other institu-
 6 tion controlled by any religious creed, church, or sectarian denomination
 7 whatever; nor shall any grant or donation of personal property or real estate
 8 ever be made by the State, or any city, city and county, town, or other munici-
 9 pal corporation, for any religious creed, church, or sectarian purpose what-
 10 ever.

adopted

SEC. 38. The Legislature shall have no power to give or to lend, or to
 2 authorize the giving or lending, of the credit of the State, or of any county,

adopted



3 city and county, city, township, or other political corporation or subdivision
 4 of the State now existing, or that may be hereafter established, in aid of or to
 5 any person, association, or corporation, whether municipal or otherwise, or to
 6 pledge the credit thereof, in any manner whatever, for the payment of the
 7 liabilities of any individual, association, municipal, or other corporation what-
 8 ever; nor shall it have power to make any grant, or authorize the making of
 9 any grant, of any public money or thing of value to any individual, municipal,
 10 or other corporation whatever; and it shall not have power to authorize the
 11 State, or any political subdivision thereof, to subscribe for stock, or to become
 12 a stockholder in any corporation whatever.

SEC. 39. The Legislature shall have no power to grant, or authorize
 2 any county or municipal authority to grant, any extra compensation or allow-
 3 ance to any public officer, agent, servant, or contractor, after service has been
 4 rendered, or a contract has been entered into and performed in whole or in
 5 part, nor to pay, or to authorize the payment of any claim hereafter created
 6 against the State, or any county or municipality of the State, under any agree-
 7 ment or contract made without express authority of law; and all such unauthor-
 8 ized agreements or contracts shall be null and void.

SEC. 40. The Legislature shall not ratify any amendment to the Con-
 2 stitution of the United States which may be proposed by Congress, except
 3 such as shall have been proposed and published at least thirty days next pre-
 4 ceding the general election for members of the Legislature ratifying such
 5 amendment.

SEC. 41. In case of a contested election in either branch of the Leg-
 2 islature only the claimant decided entitled to the seat shall receive from the
 3 State per diem compensation, or mileage.

*Stricken
Out
M. Leuller*

*Stricken
Out
Howard
San Angeles*

Rec ~~38~~

The Legislature shall pass laws for the regulation and limitation of the charges for services performed and commodities furnished by telegraph, gas and water corporations and the charges by corporations or individuals for storage wharfage and water in which there is a public use, and where laws shall provide for the selection of any person or officer to regulate and limit such rates, no such person or officer shall be selected by any corporation or individual interested in the business to be regulated, and no person shall be selected who is an officer or stockholder in any such corporation.

Adopted

Johnson

Shiraka
out
12/20/94

SEC. 42. In order that no inconvenience may result to the public ser-

- 2 vice from the taking effect of this Constitution, no officer shall be suspended or
- 3 superseded thereby, until the election and qualification of the several officers
- 4 provided for in this Constitution.

Amendment
NO. 501
Nov 11, 1878
Legislative Dept.

*Original
Legislative Dept.*

LEGISLATIVE DEPARTMENT.

As Amended in Convention, and Ordered Engrossed for a Second Reading, February 5th, 1879.

ARTICLE —

LEGISLATIVE DEPARTMENT.

SECTION 1. The legislative power of this State shall be vested in a Senate and Assembly, which shall be designated The Legislature of the State of California, and the enacting clause of every law shall be as follows: "The People of the State of California, represented in Senate and Assembly, do enact as follows."

SEC. 2. The sessions of the Legislature shall be biennial, and shall commence at twelve o'clock M., on the first Monday after the first Tuesday in January next ensuing the election of its members, unless the Governor shall, in the interim, convene the Legislature by proclamation. No pay shall be allowed to members for a longer time than sixty days, except the first session called after the adoption of this Constitution, which may be allowed pay for one hundred days. And no bill shall be introduced, in either House, after the expiration of ninety days from the commencement of the first session, and of fifty days after the commencement of each succeeding session, without the consent of two-thirds of the members of said House.

SEC. 3. The members of the Assembly shall be chosen biennially, by the qualified electors of their respective districts, on the first Tuesday after the first Monday in November, unless otherwise ordered by the Legislature, and their term of office shall be two years.

Amend Sec 2 as follows:

Line 5 strike out the
word "called" ~~and insert the~~
~~word~~ "holder"

adopted

3

Randy Lee

[Pg. 1 of Legislative Dept.]

Article-Engrossed printing

This is a second reading amendment

SEC. 4. Senators shall be chosen for the term of four years, at the same time and places as members of the Assembly, and no person shall be a member of the Senate or Assembly who has not been a citizen and inhabitant of the State three years, and of the district for which he shall be chosen one year, next before his election.

SEC. 5. The Senate shall consist of forty members, and the Assembly of eighty members, to be elected by districts, numbered as hereinafter provided. The seats of the twenty Senators elected in the year eighteen hundred and eighty-two from the odd numbered districts shall be vacated at the expiration of the second year, so that one-half of the Senators shall be elected every two years; *provided*, that all the Senators elected at the first election under this Constitution shall hold office for the term of three years.

SEC. 6. For the purpose of choosing members of the Legislature, the State shall be divided into forty senatorial and eighty assembly districts, as nearly equal in population as may be, and composed of contiguous territory, to be called senatorial and assembly districts. Each senatorial district shall choose one Senator, and each assembly district shall choose one member of Assembly. The senatorial districts shall be numbered from one to forty, inclusive, in numerical order, and the assembly districts shall be numbered from one to eighty in the same order, commencing at the northern boundary of the State, and ending at the southern boundary thereof. In the formation of said districts, no county, or city and county, shall be divided, unless it contain sufficient population within itself to form two or more districts; nor shall a part of any county, or city and county, be united with any other county, or city and county, in forming any district. The census taken under the direction of the Congress of the United States, in the year one thousand eight hundred and eighty, and every ten years thereafter, shall be the basis of fixing and adjusting the legislative districts; and the Legislature shall, at its first session after each census, adjust said

districts and re-apportion the representation so as to preserve them as near equal in population as may be. But in making such adjustment no persons who are not eligible to become citizens of the United States, under the naturalization laws, shall be counted as forming the population of any district. Until such districting as herein provided for shall be made, Senators and Assemblymen shall be elected by the districts according to the apportionment now provided for by law.

SEC. 7. Each House shall choose its own officers, and judge of the qualifications, elections, and returns of its own members.

SEC. 8. A majority of each House shall constitute a quorum to do business, but a smaller number may adjourn from day to day, and may compel the attendance of absent members in such manner, and under such penalties, as each House may provide.

SEC. 9. Each House shall determine the rule of its own proceeding, and may, with the concurrence of two-thirds of all the members elected, expel a member.

SEC. 10. Each House shall keep a Journal of its own proceedings, and publish the same, and the yeas and nays of the members of either House, on any question, shall, at the desire of any three members present, be entered on the Journal.

SEC. 11. Members of the Legislature shall, in all cases, except treason, felony, and breach of the peace, be privileged from arrest, and shall not be subject to any civil process during the session of the Legislature, nor for fifteen days next before the commencement and after the termination of each session.

SEC. 12. When vacancies occur in either House, the Governor, or the person exercising the functions of the Governor, shall issue writs of election to fill such vacancies.

SEC. 13. The doors of each House shall be open, except on such occasions as, in the opinion of the House, may require secrecy.

SEC. 14. Neither House shall, without the consent of the other, adjourn for more than three days, nor to any other place than that in which they may be sitting. Nor shall the members of either House draw pay for any recess or adjournment for a longer time than three days.

SEC. 15. No law shall be passed except by bill. Nor shall any bill be put upon its final passage until the same, with the amendments thereto, shall have been printed for the use of the members; nor shall any bill become a law unless the same be read on three several days in each House, unless, in case of urgency, two-thirds of the House, where such bill may be pending, shall, by a vote of yeas and nays, deem it expedient to dispense with this provision. Any bill may originate in either House, but may be amended or rejected by the other; and on the final passage of all bills they shall be read at length, and the vote shall be by yeas and nays upon each bill separately, and shall be entered on the Journal; and no bill shall become a law without the concurrence of a majority of the members elected to each House.

SEC. 16. Every bill which may have passed the Legislature shall, before it becomes a law, be presented to the Governor. If he approve it, he shall sign it; but if not, he shall return it, with his objections, to the House in which it originated, which shall enter such objections upon the Journal and proceed to reconsider it. If, after such reconsideration, it again pass both Houses, by yeas and nays, two-thirds of the members elected to each House voting therefor, it shall become a law, notwithstanding the Governor's objections. If any bill shall not be returned within ten days after it shall have been presented to him (Sundays excepted), the same shall become a law in like manner as if he had signed it, unless the Legislature, by adjournment, prevents such return, in which case it shall not become a law, unless the Governor, within ten days after such ad-

journalment (Sundays excepted), shall sign and deposit the same in the office of the Secretary of State, in which case it shall become a law in like manner as if it had been signed by him before adjournment. If any bill presented to the Governor contains several items of appropriation of money, he may object to one or more items, while approving other portions of the bill. In such case he shall append to the bill, at the time of signing it, a statement of the items to which he objects, and the reasons therefor, and the appropriation so objected to shall not take effect unless passed over the Governor's veto, as hereinbefore provided. If the Legislature be in session, the Governor shall transmit to the House in which the bill originated a copy of such statement, and the items so objected to shall be separately reconsidered in the same manner as bills which have been disapproved by the Governor.

SEC. 17. The Assembly shall have the sole power of impeachment, and all impeachments shall be tried by the Senate. When sitting for that purpose the Senators shall be upon oath or affirmation, and no person shall be convicted without the concurrence of two-thirds of the members elected.

SEC. 18. The Governor, Lieutenant-Governor, Secretary of State, Controller, Treasurer, Attorney-General, Surveyor-General, Justices of the Supreme Court, and Judges of the Superior Courts, shall be liable to impeachment for any misdemeanor in office; but judgment in such cases shall extend only to removal from office, and disqualification to hold any office of honor, trust, or profit under the State; but the party convicted or acquitted shall nevertheless be liable to indictment, trial, and punishment according to law. All other civil officers shall be tried for misdemeanor in office in such manner as the Legislature may provide.

SEC. 19. No Senator or member of Assembly shall, during the term for which he shall have been elected, be appointed to any civil office of profit under this State which shall have been created, or the emoluments of which have been

Strike out of sec 21 the
word "such" in line 4

at ^{Edmonton}
~~Cambridge~~

2

Amend Sec 22 of the
article on Legislation by
striking out of lines 10 & 11
the words - or sick - or disabled
adopted ^{from}

increased, during such term, except such offices as may be filled by election by the people.

SEC. 20. No person holding any lucrative office under the United States, or any other power, shall be eligible to any civil office of profit under this State; *provided*, that officers in the militia, to which there is attached no annual salary, or local officers, or Postmasters whose compensation does not exceed five hundred dollars per annum, shall not be deemed lucrative.

SEC. 21. No person convicted of the embezzlement or defalcation of the public funds of any State, or of any county or municipality therein, shall ever be eligible to any office of honor, trust, or profit under this State, and the Legislature shall provide, by law, for the punishment of ~~such~~ embezzlement or defalcation as a felony.

Edgerton

SEC. 22. No money shall be drawn from the treasury but in consequence of appropriations made by law, and upon warrants duly drawn thereon by the Controller; and no money shall ever be appropriated or drawn from the State treasury for the use or benefit of any corporation, association, asylum, hospital, or any other institution not under the exclusive management and control of the State as a State institution, nor shall any grant or donation of property ever be made thereto by the State; *provided*, that notwithstanding anything contained in this or any other section of this Constitution, the Legislature shall have the power to grant aid to institutions conducted for the support and maintenance of minor orphans, or half orphans, or abandoned children, or aged, ~~or sick,~~ ~~or disabled~~ persons in indigent circumstances—such aid to be granted by a uniform rule, and proportioned to the number of inmates of such respective institutions; *provided, further*, that the State shall have, at any time, the right to inquire into the management of such institutions; *provided, further*, that whenever any county, or city and county, or city, or town shall provide for the support of minor orphans, or half orphans, or abandoned children, or aged per-

Inman

sons in indigent circumstances, such county, city and county, city, or town shall be entitled to receive the same pro rata appropriations as may be granted to such institutions under church or other control. An accurate statement of the receipts and expenditures of public moneys shall be attached to and published with the laws at every regular session of the Legislature.

SEC. 23. The members of the Legislature shall receive for their services a compensation, per diem and mileage, to be fixed by law, and paid out of the public treasury; such per diem shall not exceed eight dollars, and such mileage shall not exceed ten cents per mile, and for contingent expenses not exceeding twenty-five dollars for each session. No increase in compensation or mileage shall take effect during the term for which the members of either House shall have been elected, and the pay of no attache shall be increased after he is elected or appointed.

SEC. 24. Every Act shall embrace but one subject, which subject shall be expressed in its title. But if any subject shall be embraced in an Act which shall not be expressed in its title, such Act shall be void only as to so much thereof as shall not be expressed in its title. No law shall be revised or amended by reference to its title; but in such case the Act revised or section amended shall be re-enacted and published at length as revised or amended; and all laws of the State of California, and all official writings, and the executive, legislative, and judicial proceedings shall be conducted, preserved, and published in no other than the English language.

SEC. 25. The Legislature shall not pass local or special laws in any of the following enumerated cases, that is to say:

First—Regulating the jurisdiction and duties of Justices of the Peace, Police Judges, and of Constables.

Second—For the punishment of crimes and misdemeanors.

Third—Regulating the practice of Courts of justice.

Fourth—Providing for changing the venue in civil or criminal cases.

Fifth—Granting divorces.

Sixth—Changing the names of persons or places.

Seventh—Authorizing the laying out, opening, altering, maintaining, or vacating roads, highways, streets, alleys, town plats, parks, cemeteries, graveyards, or public grounds not owned by the State.

Eighth—Summoning and impaneling grand and petit juries, and providing for their compensation.

Ninth—Regulating county and township business, or the election of county and township officers.

Tenth—For the assessment or collection of taxes.

Eleventh—Providing for conducting elections, or designating the places of voting, except on the organization of new counties.

Twelfth—Affecting estates of deceased persons, minors, or other persons under legal disabilities.

Thirteenth—Extending the time for the collection of taxes.

Fourteenth—Giving effect to invalid deeds, wills, or other instruments.

Fifteenth—Refunding money paid into the State treasury.

Sixteenth—Releasing or extinguishing, in whole or in part, the indebtedness, liability, or obligation of any corporation or person to this State, or to any municipal corporation therein.

Seventeenth—Declaring any person of age, or authorizing any minor to sell, lease, or encumber his or her property.

Eighteenth—Legalizing, except as against the State, the unauthorized or invalid act of any officer.

Nineteenth—Granting to any corporation, association, or individual any special or exclusive right, privilege, or immunity.

Twentieth—Exempting property from taxation.

Twenty-first—Changing county seats.

Twenty-second—Restoring to citizenship persons convicted of infamous crimes.

Twenty-third—Regulating the rate of interest on money.

Twenty-fourth—Authorizing the creation, extension, or impairing of liens.

Twenty-fifth—Chartering or licensing ferries, bridges, or roads.

Twenty-sixth—Remitting fines, penalties, or forfeitures.

Twenty-seventh—Providing for the management of common schools.

Twenty-eighth—Creating offices, or prescribing the powers and duties of officers in counties, cities, cities and counties, townships, election or school districts.

Twenty-ninth—Affecting the fees or salary of any officer.

Thirtieth—Changing the law of descent or succession.

Thirty-first—Authorizing the adoption or legitimation of children.

Thirty-second—For limitation of civil or criminal actions.

Thirty-third—In all other cases where a general law can be made applicable.

SEC. 26. The Legislature shall have no power to authorize lotteries or gift enterprises for any purpose, and shall pass laws to prohibit the sale of lottery or gift enterprise tickets, or tickets in any scheme in the nature of a lottery, in this State. The Legislature shall pass laws to regulate or prohibit the buying and selling of the shares of the capital stock of corporations in any stock board, stock exchange, or stock market under the control of any association. All contracts for the sale of shares of the capital stock of any corporation or association, on margin or to be delivered at a future day, shall be void, and any money paid on such contracts may be recovered by the party paying it by suit in any Court of competent jurisdiction.

Amend Sec 27 by adding the following to the end of the section

Adopted.
Mr. Shurtliff offered the following amendment to section twenty-seven: Strike out all after the words "and county," in line five, and insert the following: "unless such county or city and county to be divided shall contain a population greater than the number required to form one congressional district. Any county, or city and county, containing a population greater than the number required for one congressional district shall be formed into one or more congressional districts, according to the population thereof and any residue, after forming such district or districts, shall be attached, by compact adjoining Assembly districts, to a contiguous county or counties, and form a congressional district. In dividing a county, or city and county, into congressional districts no Assembly district shall be divided so as to form a part of more than one congressional district, and every such congressional district shall be composed of compact contiguous Assembly districts."

Adopted

Shurtliff

SEC. 27. When a congressional district shall be composed of two or more counties, it shall not be separated by any county belonging to another district.

No county, or city and county, shall be divided in forming a congressional district so as to attach one portion of a county, or city and county, to another county, or city and county, except in cases where one county, or city and county, has more population than the ratio required for one or more Congressmen; but the Legislature may divide any county, or city and county, into as many congressional districts as it may be entitled to by law.

Add Shurtleffs Amendment

SEC. 28. In all elections by the Legislature the members thereof shall vote viva voce, and the votes shall be entered on the Journal.

SEC. 29. The general appropriation bill shall contain no item or items of appropriation other than such as are required to pay the salaries of the State officers, the expenses of the government, and of the institutions under the exclusive control and management of the State.

SEC. 30. Neither the Legislature, nor any county, city and county, township, school district, or other municipal corporation, shall ever make an appropriation, or pay from any public fund whatever, or grant anything to or in aid of any religious sect, church, creed, or sectarian purpose, or help to support or sustain any school, college, university, hospital, or other institution controlled by any religious creed, church, or sectarian denomination whatever; nor shall any grant or donation of personal property or real estate ever be made by the State, or any city, city and county, town, or other municipal corporation for any religious creed, church, or sectarian purpose whatever; *provided*, that nothing in this section shall prevent the Legislature granting aid pursuant to section twenty-two of this article.

SEC. 31. The Legislature shall have no power to give or to lend, or to authorize the giving or lending, of the credit of the State, or of any county, city and county, city, township, or other political corporation or subdivision of the

State now existing, or that may be hereafter established, in aid of or to any person, association, or corporation, whether municipal or otherwise, or to pledge the credit thereof, in any manner whatever, for the payment of the liabilities of any individual, association, municipal or other corporation whatever; nor shall it have power to make any gift, or authorize the making of any gift, of any public money or thing of value to any individual, municipal or other corporation whatever; *provided*, that nothing in this section shall prevent the Legislature granting aid pursuant to section twenty-two of this article; and it shall not have power to authorize the State, or any political subdivision thereof, to subscribe for stock, or to become a stockholder in any corporation whatever.

SEC. 32. The Legislature shall have no power to grant, or authorize any county or municipal authority to grant, any extra compensation or allowance to any public officer, agent, servant, or contractor, after service has been rendered, or a contract has been entered into and performed, in whole or in part, nor to pay, or to authorize the payment of, any claim hereafter created against the State, or any county or municipality of the State, under any agreement or contract made without express authority of law; and all such unauthorized agreements or contracts shall be null and void.

SEC. 33. The Legislature shall pass laws for the regulation and limitation of the charges for services performed and commodities furnished by telegraph, gas, and water corporations, and the charges by corporations or individuals for storage, wharfage, and water, in which there is a public use, and where laws shall provide for the selection of any person or officer to regulate and limit such rates, no such person or officer shall be selected by any corporation or individual interested in the business to be regulated, and no person shall be selected who is an officer or stockholder in any such corporation.

SEC. 34. No bill making an appropriation of money, except the general appropriation bill, shall contain more than one item of appropriation, and that for one single and certain purpose to be therein expressed.

SEC. 35. Any person who seeks to influence the vote of a member of the Legislature by bribery, promise of reward, intimidation, or any other dishonest means, shall be guilty of lobbying, which is hereby declared a felony; and it shall be the duty of the Legislature to provide, by law, for the punishment of this crime. Any member of the Legislature, proven to have been influenced in his vote or action upon any matter pending before the Legislature, by any reward, or promise of future reward, shall be guilty of a felony, and upon conviction thereof, in addition to such punishment as may be provided by law, shall be disfranchised and forever disqualified from holding any office of public trust. Any person may be compelled to testify in any lawful investigation or judicial proceeding against any person who may be charged with having committed the offense of bribery or corrupt solicitation, or with having been influenced in his vote or action, as a member of the Legislature, by reward, or promise of future reward, and shall not be permitted to withhold his testimony upon the ground that it may criminate himself or subject him to public infamy; but such testimony shall not afterwards be used against him in any judicial proceeding, except for perjury in giving such testimony.

301 H #14
+ Legislative Dept

Feb 12/79

Reported back
Correctly Engrossed

Geo A. Thonka
Asst Secy

Feb 21/79

Read second time
and adopted, referred
to Com on Revision
Adjutant

E. F. Smith
Secretary